

CHAPTER NO. 190

HOUSE BILL NO. 488

By Representative Ronnie Davis

Substituted for: Senate Bill No. 1393

By Senator Haun

AN ACT to amend Tennessee Code Annotated, Title 65, Chapter 15, Part 1, relative to recreational paddle and floating water activities on intrastate waters.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 65-15-110, is amended by designating the language of the existing section as subsection (a) and by adding the following as a new subsection (b):

(b) Any operator of a whitewater rafting outfitting company or other paddle and floating water activity operator who provides services to consumers on intrastate waterways and who transports customers distances not to exceed twenty-five (25) miles by motor carrier shall have filed with the department, and the department shall have approved, a policy of liability insurance in the amount of not less than one million dollars (\$1,000,000). Such policy of insurance shall meet the requirements of subsection (a) of this section and shall bind the obligors thereunder to make compensation for injury to persons and for loss of or damage to property resulting from the negligent operation by such operator.

SECTION 2. This act shall become operative only if the federal highway administrator advises the commissioner of safety in writing that the provisions of this act shall not render Tennessee in violation of federal laws and regulations and subject to penalties prescribed therein.

SECTION 3. The provisions of this act shall be null and void if such provisions are superseded by subsequent federal enactment.

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: May 3, 2001


JIMMY RAIFEH, SPEAKER
HOUSE OF REPRESENTATIVES


JOHN S. WILDER
SPEAKER OF THE SENATE

APPROVED this 10th day of May 2001


DON CONQUIST, GOVERNOR